

PTO/SB/86 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Colorado vNet, LLCApplication No./Patent No.: 10/777,525 Filed/Issue Date: 2/11/2004Entitled: Water Measurement Apparatus and MethodsColorado vNet, a Limited Liability Company

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

In the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel/Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

8-9-04

Date

303-506-2191

Telephone number

Mark D. Trenner

Typed or printed name

Mark D. Trenner

Signature

Attorney

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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PTO/SB/00 (12-03)

Approved for use through 11/30/2005. OMB 0851-0035

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**POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO**

I hereby appoint:



Practitioners associated with the Customer Number:

46317

OR



Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

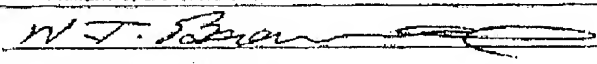
Assignee Name and Address:

Colorado vNet LLC  
255 East Sixth Street  
Loveland, Colorado 80537

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

**SIGNATURE of Assignee of Record**

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	William T. Beierwalles	Date	July 29, 2004
Signature		Telephone	970.215.2121
Title	Chief Executive Officer		

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES ON COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Attorney Docket: CN1-009US**ASSIGNMENT OF PATENT APPLICATION**

I, the undersigned have agreed and hereby agree to assign to **COLORADO VNET**, a Colorado limited liability company having principal offices at 200 E 7th St, Suite 203, Loveland, Colorado 80537 (hereinafter **COLORADO VNET**), for good and valuable consideration, the receipt of which is hereby acknowledged, and do hereby sell, assign, and transfer to **COLORADO VNET**, its successors and assigns, the entire right, title, and interest, including the right of priority, in, to, and under an application for Letters Patent of the United States entitled: "**Water Measurement Apparatus and Methods**" of John McDermid, filed **Herewith**, and assigned Serial No. **To Be Assigned**, and the invention(s) and improvement(s) set forth therein, and any and all applications, continuations, continuations-in-part (C-I-Ps), divisionals, and renewals of and substitutes resulting from said provisional application for said Letters Patent, and any and all Letters Patent of the United States and of countries foreign thereto which may be granted thereon or therefor; and any reissues, or re-examinations, or extensions of said Letters Patent.

I additionally authorize **COLORADO VNET** to file applications in my name for Letters Patent in any country, to be held and enjoyed by **COLORADO VNET**, its successors, assigns, nominees or legal representatives, to the full end of the term or terms for which said Letters Patent respectively may be granted, reissued or extended, as fully and entirely as the same would have been held and enjoyed by me had this assignment, sale, and transfer not been made;

AND I hereby covenant that I have full right to convey the entire interest herein assigned, and that I have not executed and will not execute any agreement in conflict herewith, and I further covenant and agree that I will, each time a request is made, and without undue delay, execute and deliver all such papers as may be necessary or desirable to perfect the title to said invention(s) or improvement(s), said applications and said Letters Patent(s), to **COLORADO VNET**, its successors, assigns, nominees, or legal representatives, and I agree to communicate to **COLORADO VNET**, or to its nominee, all known facts respecting said invention(s) or improvement(s), said application(s) and said Letters Patent(s), to testify in any legal proceedings, to sign all lawful papers, to execute all disclaimers and divisionals, continuations, C-I-Ps, reissue and foreign applications, to make all rightful oaths and declarations, and generally to do everything possible to aid **COLORADO VNET**, its successors, assigns, nominees and legal representatives to obtain and enforce, for its or their own benefit, proper patent protection for said invention(s) or improvement(s) in any and all countries provided the expenses which may be incurred by me in lending such cooperation and assistance are paid by **COLORADO VNET**.

AND I hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any country or countries foreign to the United States whose duty it is to issue patents on applications as aforesaid, to issue to **COLORADO VNET**, as assignee of the entire right, title, and interest, any and all Letters Patent for said invention(s) or improvement(s), including any and all Letters Patent of the United States which may be issued and granted on or as a result of the application aforesaid, in accordance with the terms of this assignment.

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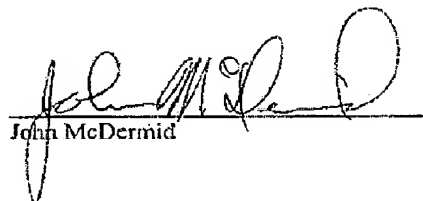
Attorney Docket: CN1-009US

I further authorize and direct COLORADO VNET attorneys to insert the serial number and filing date of said application identified as set forth above as soon as the same shall have been made known to them by the United States Patent and Trademark Office.

Filing Date: Not Yet Assigned 2-11-2004Serial No.: Not Yet Assigned 10/777,525

IN WITNESS WHEREOF, I have hereunto set my/our hand(s) and affixed my seal on the date set forth hereinafter.

Date:

2/10/04  
John McDermid

STATE OF COLORADO

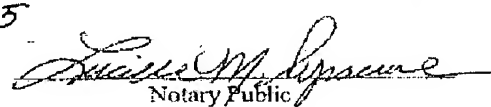
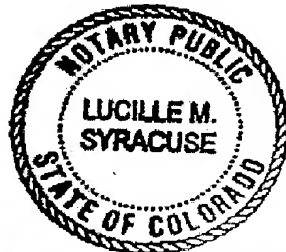
)  
) ss  
)

COUNTY OF LARIMER

Before me this 10<sup>th</sup> day of February, 2004 personally appeared John McDermid, known to me to be the individual who executed the foregoing instrument, and who acknowledged to me that he executed the same of his own free will and for the purpose therein set forth.

My commission expires: 06/18/05

[SEAL]

  
Notary Public

My Comm. Exp. 6/18/2005

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